

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORKRafael M. Pantoja

(In the space above enter the full name(s) of the plaintiff(s)/petitioner(s).)

11 Civ. 3636 (VB) ()

- against -

Banco Popular and American Security
Insurance Company

(In the space above enter the full name(s) of the defendant(s)/respondent(s).)

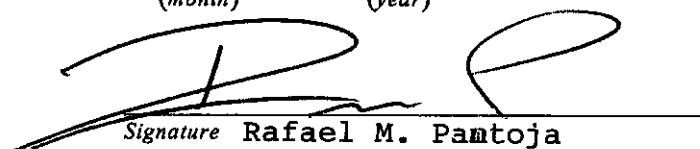
NOTICE OF APPEAL
IN A CIVIL CASE

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: SEP 10 2012

Notice is hereby given that Rafael M. Pantoja
(party)

hereby appeals to the United States Court of Appeals for the Second Circuit from the Judgment granting Defendant Banco Popular's Motion to dismiss on res judicata grounds; granting Defendant ASIC's Motion to dismiss
(describe the judgment)
the second and third causes of action of the amended complaint on unspecified grounds; and denying the Plaintiff's Motion for leave to amend and file the second amended complaint ("SAC") on res judicata grounds.

entered in this action on the 10 day of August, 2012.
(date) (month) (year)



Signature Rafael M. Pantoja

Address 100 29th Street
Brooklyn, New York 11232

City, State & Zip Code

September 10, 2012
DATED: ~~August 10, 2012~~

(914) 648 - 5403
Telephone Number

NOTE: To take an appeal, this form must be received by the Pro Se Office of the Southern District of New York within thirty (30) days of the date on which the judgment was entered, or sixty (60) days if the United States or an officer or agency of the United States is a party.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Rafael M. Pantoja

(In the space above enter the full name(s) of the plaintiff(s)/petitioner(s).)

-against-

Banco Popular and American Security
Insurance Company

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11 Civ. 3636 (VB) ()

**REQUEST TO PROCEED
IN FORMA PAUPERIS
ON APPEAL**

I, Rafael M. Pantoja, (print or type your name) am the plaintiff/petitioner in the above entitled case and I hereby request to proceed *in forma pauperis* on appeal and without being required to prepay fees or costs or give security. I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefor, and that I believe I am entitled to redress.

The issues I desire to present on appeal are the following: Whether the Court erred by precluding the Plaintiff's newly asserted claims against the defendant Bank that were specifically reserved against the Bank under the terms of the global Consent Judgment filed in the United States District Court for the District of Columbia, Case No. 12-0361(RMC), and where such Judgment is enforceable and pre-emptive of a state foreclosure judgment previously entered against the Plaintiff.

1. If you are presently employed:
 - a) give the name and address of your employer
 - b) state the amount of your earnings per month

Not Applicable

2. If you are NOT PRESENTLY EMPLOYED:
 - a) state the date of start and termination of your last employment
 - b) state your earnings per month

YOU MUST ANSWER THIS QUESTION EVEN IF YOU ARE INCARCERATED.

@@@2006/ \$60,000.00

3. Have you received, within the past twelve months, any money from any source? If so, name the source and the amount of money you received.

Yes, loans. \$5,000.00

a) Are you receiving any public benefits? ☒ No. ☐ Yes, \$_____.

b) Do you receive any income from any other source? ☒ No. ☐ Yes, \$_____.

4. Do you have any money, including any money in a checking or savings account? If so, how much?

☒ No. ☐ Yes, \$_____.

5. Do you own any apartment, house, or building, stock, bonds, notes, automobiles or other property? If the answer is yes, describe the property and state its approximate value.

☒ No. ☐ Yes, \$_____.

6. Do you pay for rent or for a mortgage? If so, how much each month?

☒ No. ☐ Yes, _____.

7. List the person(s) that you pay money to support and the amount you pay each month.

Not Applicable

8. State any special financial circumstances which the Court should consider.

None.

I understand that a false statement or answer to any question in this declaration shall subject me to the penalties for perjury.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 5th day of September, 2012.
date month year


Signature
Rafael M. Pantoja

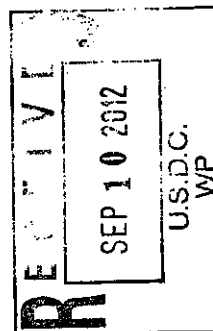
Let the applicant proceed on appeal without prepayment of cost or fees or the necessity of giving security therefor.

United States District Judge

DATED: _____, 20__
_____, New York

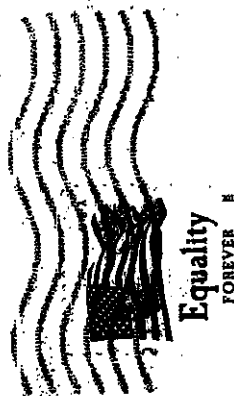
Rev. 07/2007

Rafael M. Pantoja
MDC (76012053)
100 29th Street
Brooklyn, New York 11232



Pro se Office
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
United States Courthouse
300 Quarropas Street
White Plains, New York 10601-4150

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PROCESSED THROUGH SPECIAL MAIL PROCEDURES FOR
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